

10/509513

Docket No.: 64162-032

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter claimed and for which a patent is sought on the invention entitled A COMPOSITION AND METHOD FOR KILLING OF TUMOURS, the specification of which

- ☐ is attached hereto.
☒ was filed on September 28, 2004 as United States Application Number _____, or PCT International Application Number PCT/AU03/00381 and was amended on September 28, 2004 (if applicable), or
☐ is a Continuation-In-Part (CIP) of Application Number , filed

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is known to me to be material to patentability in accordance with Title 37, Code of Federal Regulations, Section 1.56 including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35, United States Code, Section 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent or inventor's or plant breeder's right certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's, or plant breeder's rights certificate, or any PCT international application having a filing date before that of the application on which priority is claimed:

Prior Foreign Applications(s):

Number	Country	Day/Month/Year filed	Priority Claimed
PS 1456	AU	28/03/2002	<input checked="" type="checkbox"/> <input type="checkbox"/>

I hereby claim the benefit under 35 United States Code, Section 119(e) of any United States provisional application(s) listed below.

Prior Provisional Application(s):

Application Number	Filing Date

BEST AVAILABLE COPY

10/509513

I hereby claim the benefit under 35, United States Code, Section 120 of any United States application(s) or 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35, United States Code, Section 112. I acknowledge the duty to disclose information which is material to patentability as defined in 37, Code of Federal Regulations, Section 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U.S. Application(s):

Application No.

Filing Date

Status: Patented, Pending, Abandoned

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY:

As a named inventor, I hereby appoint the registered practitioners of McDermott Will & Emery LLP, included in the Customer Number provided below, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

CUSTOMER NUMBER 20277

Send correspondence to the address associated with Customer Number 20277

McDERMOTT WILL & EMERY LLP
600 13th Street, N.W.
Washington, D. C. 20005-3096

Direct Telephone Calls to: Telephone 202.756.8000

Full name of sole or first inventor: Gerald W. BOTH

Inventor's signature: *Gerald W. Both*

Date: 22/9/05

Residence: North Ryde, New South Wales, AUSTRALIA

Citizenship: Australian *ant*

Post Office Address: 4 Leslie Street, North Ryde, New South Wales 2113
AUSTRALIA

BEST AVAILABLE COPY →

10/509513

2-0

Full name of second inventor: Trevor J. LOCKETT

Inventor's signature:

Date: Sep 23rd, 2005

Residence: Denistone, New South Wales, AUSTRALIA

Citizenship: Australian

Aux

Post Office Address: 38 Terry Road, Denistone, New South Wales 2114 AUSTRALIA

3-10

Full name of third inventor: Peter L. MOLLOY

Inventor's signature:

Date: Sept 22, 2005

Residence: Chatswood, New South Wales, AUSTRALIA

Citizenship: Australian

Aux

Post Office Address: 41 Bellevue Street, Chatswood, New South Wales 2067 AUSTRALIA

4-10

Full name of fourth inventor: Fiona H. CAMERON

Inventor's signature:

Date: Oct 7th 2005

Residence: Lindfield, New South Wales, AUSTRALIA

Citizenship: Australian

Aux

Post Office Address: 28 Chelmsford Avenue, Lindfield, New South Wales 2070 AUSTRALIA

5-10

Full name of fifth inventor: Pamela J. RUSSELL

Inventor's signature:

Date: Sept 30, 2005

Residence: Randwick, New South Wales, AUSTRALIA

Citizenship: Australian

Aux

Post Office Address: ~~64 Botany Street, Randwick, New South Wales 2031~~ 2047 AUSTRALIA 24 Renwick St, Drummayne

Receivd 24 OCT 2005

10/509513

6-10

Full name of sixth inventor: Rosetta MARTINIELLO-WILKS

Inventor's signature: *R. Martinello*

Date: 28th SEPTEMBER 2005

Residence: Mosman, New South Wales, AUSTRALIA

Citizenship: Australian *Aut*

Post Office Address: ~~Unit 12/8 Avenue Road, Mosman, New South Wales, 2088~~ 8 CARRINGTON RD, HORNSBY, 2077 AUSTRALIA

7-10

Full name of seventh inventor: Minoo J. MOGHADDAM

Inventor's signature: *Minoo J. Moghaddam*

Date: 23.9.05

Residence: Killara, New South Wales, AUSTRALIA

Citizenship: Australian *Aut*

Post Office Address: 39 Elva Avenue, Killara, New South Wales 2071 AUSTRALIA

8-10

Full name of eighth inventor: Ian K. SMITH

Inventor's signature: *I. K. Smith*

Date: 26 September 2005

Residence: Prospect, South Australia, AUSTRALIA

Citizenship: Australian *Aut*

Post Office Address: 11 Athol Avenue, Prospect, South Australia 5082 AUSTRALIA

BEST AVAILABLE COPY